IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Contempt ~~Writ~~ Petition No. 127 / 2005 Single Bench

Petitioner — Guhanlal S/o Gaibiram,
R/o Vill. Gadaghat, Teh. Gariaband
Distt. Raipur

P.R. No. 2852/05
Presented by Shri Raja Sharma
dated 07.11.05

VERSUS

Contemnor / Respondent — Shri Siyaram Kurre,
S/o & Age Not Known
Additional Tehsildar, Gariaband
Teh. Gariaband, Distt. Raipur.

CONTEMPT PETITION UNDER ART 215 OF THE CONSTITUTION
READ WITH SEC. 12 OF THE CONTEMPT OF COURTS ACT, 1971

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक Cont. Pet. 127 सन् 2005 24

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

5.7.2006

Contempt Petition No. 127/2005

Shri Raja Sharma, counsel for the petitioner.

Heard on admission.

Learned counsel for the petitioner submits that this Court passed an order dated 21.6.2005 that 'a best person' shall be selected and appointed as the Kotwar of the village in accordance with law.

He draws attention of this Court towards para 11 of the order dated 21.6.2005 commonly passed in W.P.No.1723/2005 and W.P.No.3241/2004. His submission is that the person, who has been appointed as per the order of this Court, is not the best person and in this manner, the appointing authority has committed a gross contempt of this order.

In the opinion of this Court, such kind of arguments advanced are totally misconceived. This Court has not directed the appointing authority to make the appointment in any particular manner. The person appointed by the appointing authority, may not be the best person according to the petitioner and the petitioner may have grievance against his appointment, but the remedy about such contention does not lie by filing a petition for initiating the

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक Cont. Pet. No. 127 सन् 2005

25

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	proceedings of contempt. Therefore, no ground for initiating the proceedings of contempt against appointing authority is made out in this case. The petition is totally misconceived. The same is liable to be dismissed and is accordingly dismissed. Sd/- SUNIL KUMAR SINHA Judge	

Sunil

12.5.06

[पीछे देखिये